

UNITED STATES DISTRICT COURT  
DISTRICT OF SOUTH DAKOTA  
SOUTHERN DIVISION

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UNITED STATES OF AMERICA,

CR

19-40080

Plaintiff,

INFORMATION

vs.

Willful Violation of the Occupational,  
Safety, and Health Act Causing  
Death to Employee

HULTGREN CONSTRUCTION, L.L.C.,

Defendant.

29 U.S.C. § 666(e)

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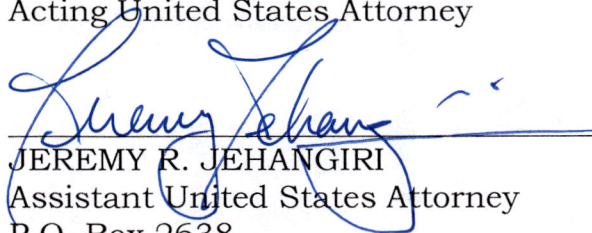
The United States of American, by and through Assistant United States Attorney Jeremy R. Jehangiri, charges and informs the Court:

On or about the 2nd day of December, 2016, in Minnehaha County, in the District of South Dakota, the Defendant, Hultgren Construction, L.L.C., an employer under the provisions of the Occupational Safety and Health Act, did willfully violate the standards and regulations relating to instruction and training on proper demolition methods promulgated and prescribed under the Act and said violation caused the death of Ethan McMahon, in violation of 29 U.S.C. § 666(e).

DENNIS R. HOLMES  
Acting United States Attorney

Date

9/10/19

  
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Maximum Penalties:

Five (5) years of probation, a \$500,000 fine, or both; \$50 special assessment, restitution, forfeiture.

Filed: September 9, 2019